



General Assembly

January Session, 2001

Raised Bill No. 6610

LCO No. 3356

Referred to Committee on Public Health

Introduced by:
(PH)

AN ACT IMPOSING A MORATORIUM CONCERNING CERTAIN STATE PROPERTY USED FOR PROVIDING SERVICES OR RESIDENTIAL PURPOSES BY THE DEPARTMENT OF MENTAL RETARDATION AND THE DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (a) Notwithstanding any provision of the general
2 statutes concerning the sale, lease or transfer of real property by or on
3 behalf of the state, during the period commencing on the effective date
4 of this act and ending on the date that is three years from the effective
5 date of this act or on the date on which the General Assembly
6 approves a plan for the elimination of all waiting lists of the
7 Department of Mental Retardation and the Department of Mental
8 Health and Addiction Services, whichever date is earlier:

9 (1) No state-owned real property that, on the effective date of this
10 act, is or has been occupied for residential purposes by persons
11 receiving services from the Department of Mental Retardation or the
12 Department of Mental Health and Addiction Services, and such
13 occupancy is a permitted use of such property under applicable zoning

14 regulations, or is being or has been used to provide services by either
15 of such departments, may be sold, leased, transferred or used for any
16 other purpose by or on behalf of the state; and

17 (2) (A) No lease entered into by or on behalf of the state for real
18 property that, on the effective date of this act, is or has been occupied
19 for residential purposes by persons receiving services from the
20 Department of Mental Retardation or the Department of Mental
21 Health and Addiction Services, and such occupancy is a permitted use
22 of such property under applicable zoning regulations, or is being or
23 has been used to provide services by either of such departments, may
24 be terminated by or on behalf of the state before the expiration of the
25 full term of such lease, and (B) no such real property may be used for
26 any other purposes by or on behalf of the state during the term of such
27 lease.

28 (b) Notwithstanding any provision of the general statutes,
29 subsection (a) of this section shall apply to, but not be limited to, any
30 state hospital, training school, regional facility or other facility
31 provided for the care and training of persons with mental retardation
32 or psychiatric disabilities, including Norwich Hospital, Fairfield Hills
33 Hospital, the Southbury Training School and the Mansfield Training
34 School, and to any state-operated community-based residential facility,
35 boarding home, group home, halfway house or other residential
36 facility meeting the criteria set forth in subdivision (1) or (2) of
37 subsection (a) of this section and occupied by persons with mental
38 retardation, persons with psychiatric disabilities, alcohol-dependent
39 persons or drug-dependent persons.

40 Sec. 2. This act shall take effect from its passage.

PH *Joint Favorable*